

AN ACT to provide for the Internal Improvement of this State.

WHEREAS, the present condition of this State calls for a general system of internal improvement, which will tend greatly to its wealth, population, and resources, encouraging its agriculture, and promote its commerce:

Section 1. Be it enacted by the legislature of the State of Mississippi, That there shall be elected, by joint ballot of both houses of the legislature, three persons, citizens of this State, who shall be commissioners for the internal improvement of this State; and they shall be styled "the board of internal improvement for the State of Mississippi." They shall be elected biennially; and if any vacancy shall happen in the said board, by death, removal from the State, or refusal to act, the Governor for the time being shall appoint to fill such vacancy; which appointments shall continue until the next meeting of the legislature.

Sec. 2. Be it further enacted, That the sum of five millions of dollars be raised, by means of a loan to said board of internal improvements; to facilitate which loan of five millions of dollars, the faith of the State be, and the same is hereby pledged both for the security of the principal and interest; and that two thousand five hundred bonds, of two thousand dollars each, to wit: six hundred and twenty-five payable in fifteen years, six hundred and twenty-five payable in twenty years, and bearing interest at the rate of six per centum per annum, shall be signed by the Governor of this state, and countersigned by the Treasurer, to the order of the board of internal improvement of the State of Miss. and under the seal of the State.

Sec. 3. Be it further enacted, That the said bonds so issued shall be in the following words, to wit:

Know all men by these presents, that the State of Mississippi acknowledges to be indebted to the board of internal improvement of the State of Mississippi in the sum of five millions of dollars, U. S. to the order of the president of the board of internal improvement of the State of Mississippi, on the with interest at the rate of six per cent. per annum, payable half yearly, at the place named in the endorsement thereon, viz: on the of every year, until the payment of the said principal sum. In testimony whereof, the Governor of the state of Miss. has signed, and the Treasurer of the State has countersigned, these presents, and caused the seal of the State to be affixed thereto, at Jackson, this year of our Lord

Governor.
Treasurer.

Sec. 4. Be it further enacted, That said bonds may be transferable by the endorsement of the president of said board, to the order of any person whomsoever, or to the bearer; and said endorsement shall fix the place the said principal and interest shall be paid.

Sec. 5. Be it further enacted, That the sum of five millions, when obtained by the loan aforesaid, shall be deposited in the Union or Planters' bank, or both, if said bank or banks will undertake and agree to pay the interest accruing on said bonds for the time the money so deposited shall remain on deposit, and charge the State with the amounts legally drawn therefrom, with interest at the same rate upon the amount so drawn, from the date the check or checks drawing the same shall be paid, and keep the same, subject to the order of said board, or such disposition as the legislature shall direct. And if the said bank or banks shall refuse to make such agreement, then the board shall deposit the same, on the best terms they can obtain, in any of the specie paying incorporated banks of this State.

Sec. 6. Be it further enacted, That the said board of internal improvement is hereby authorized and required to cause to be constructed a rail road from the Mississippi city, if the Mississippi city Company shall obligate themselves to give to the State, to aid in constructing the said road, one half of the net proceeds of the sales of the remaining unsold lots embraced in the survey of the said city; and, if said company shall refuse to make such donation; then from some other point near the said city, to some point in Pontotoc county; and laterals therefrom, one extending to some point in Tishomingo county, and one extending to the Mississippi river at some point in the co. of Tunica. And, to effect which, they are hereby authorized to make such contract or contracts, not consistent with the provisions of this act, as may be necessary to purchase such lands at the terminations of said road and laterals, and all the intermediate points for the State, as they may deem necessary, and of advantage to the State.

Sec. 7. Be it further enacted, That the said board of internal improvement are hereby authorized and required to cause to be constructed a rail road from the city of Jackson, to connect with the rail road from the Mississippi City, at Pontotoc, or some other suitable place in a northwardly direction from the city of Jackson.

Sec. 8. Be it further enacted, That they shall have power to employ all such engineers, overseers, agents, laborers, and servants, as may be necessary to effect the object of this act, and allow them a prop-

er compensation for their service; to purchase and introduce into this State any number of slaves which they may find necessary or useful in the construction of rail roads or the improvement of rivers; which slaves, when purchased, shall be the property of the State, and subject to such disposition as the legislature may make. They shall cause such improvements to be made in the navigation of the various rivers of this State, as they shall deem necessary; and, for that purpose, the sum of five hundred thousand dollars of the sum hereby raised shall be applied by said board.

Sec. 9. Be it further enacted, That the said board of internal improvement shall have power to sue and be sued, plead and be impleaded, contract and be contracted with, and do all such things as may be necessary for the purpose herein enacted, and not inconsistent with the constitution and laws of this State. They shall report to every session of the legislature, a statement general, specific or adjourned, a statement of their proceedings—showing the contract or contracts they have made, the estimates of rail roads, the amount expended by them, and every thing connected with their duties. They shall have no compensation as the legislature may from time to time allow; and the chief engineer and all officers connected with said board shall, severally, before entering upon their duties, take and subscribe an oath faithfully to discharge the duties of their office, and that they will not directly or indirectly be interested in any contract which they may make, purchase, speculation, or any thing else connected with the duties of their office—a copy of which oath shall be filed in the office of the Secretary of State.

Sec. 10. Be it further enacted, That the said board of internal improvement may elect one of their own body president thereof; and, in all contracts made by and with said board, the signature of the president shall be binding thereon. They may make such by-laws, rules, and regulations, as may be necessary for their government, not inconsistent with this act or the laws of this State.

Sec. 11. Be it further enacted, That there shall be elected, by joint ballot of both houses of the legislature, an engineer, to be styled "chief engineer, of Mississippi," who shall continue in office for the term of two years, unless sooner removed; he shall be subject to the rules of the board of internal improvement, make and preserve all such surveys, maps, and profiles, of rail road routes and rivers, as he shall be directed to make by such board, and do and perform all such things as pertain to the office of a chief engineer. He may be removed by the Governor of the State, upon a showing made by the board of internal improvement, that he is incapable to the discharge of his duty. He shall keep his office at the seat of government, shall make a duplicate of all surveys, plans, maps, or profiles, of roads, and deposit the same in the office of the Secretary of State. In case of the death, resignation, or the removal of the chief engineer, it shall be the duty of the Governor, to supply the vacancy, by appointment, until the meeting of the next legislature.

Sec. 12. Be it further enacted, That the chief engineer of Mississippi shall be allowed an annual compensation of five thousand dollars, payable out of the funds hereby created. Before entering upon the duties of his office, he shall take and subscribe an oath faithfully to discharge the duties thereof—which oath shall be filed, by the office of the Secretary of State.

Sec. 13. Be it further enacted, That the said board of internal improvement shall have power to appoint, should they deem it advisable, one or more experienced persons to negotiate the bonds to be issued in compliance with this act, and allow such compensation therefor as may be reasonable; Provided, said bonds shall not be sold under their par value in the market in which they are sold.

Sec. 14. Be it further enacted, That the said board of internal improvement may apply to the Congress of the United States, on the part of this State, for the cession of all vacant lands through which any rail road route shall pass, they may determine to construct, and the routes of the rail roads they are required to construct by this act; also, for the cession of all vacant lands on and adjoining the various navigable rivers of this State; they may make application to the Congress of the United States for the passage of a law authorizing the State to invest, under the direction of the legislature, the two per cent. fund arising from the sales of public lands, which is now subject to the disposition of Congress, and to be applied to roads leading to and from the State.

Sec. 15. Be it further enacted, That the second section of this act, whereby the faith of this State is pledged for the payment and redemption of the loan contemplated by this act, be referred to the next legislature of this State, in pursuance of the ninth section of the seventh article of the constitution; and that this act be published, under the direction of the Governor, in at least three newspapers published in this State, for three months previous to the next regular election; and that this act, together with the yeas and nays thereon, be entered on the journals of the Senate and House of Representatives.

Sec. 16. Be it further enacted, That it shall not be lawful to sell the bonds contemplated by the second and third

sections of this act for any amount less than the sum mentioned in the face of such bonds respectively, together with interest on such bonds from their date up to the time of sale at the rate of six per cent. per annum, in gold or silver, or both; nor shall it be lawful for the said commissioners to receive and bring into this State, from the proceeds of the sale of such bonds, any other currency or thing save gold or silver, or both.

Sec. 17. And be it further enacted, That the next or any subsequent session of the legislature of this state may change alter or amend, the provisions of this act; Provided, such change, alteration, or amendment, shall not impair the primary object of this act; which is hereby declared to be for the construction of rail road and clearing out rivers in this State; And provided that the section of this act whereby the faith of the State is pledged shall not be subject to any change or alteration.

JOHN W. KING,
Speaker of the House of Representatives.
A. L. EINGAMAN,
President of the Senate.

Approved, as far as the action of this legislature is recognized,
February 14, 1839.

A. G. McNUTT,
14—3m.
July 26, 1839.

\$25 Reward.

Runaway from the subscriber at Holly Springs on the 28th inst, a Negro man named MILES, dark complexion, 6 feet 2 or three inches high; stout built, about 27 years old; had on when he left, a blue broad-cloth coat and pants, white smooth broad brimmed fur hat, and spotted vest rather red. Said negro may aim for Memphis with the view of getting some one to buy him; or he may aim for Nashville, Tenn., with the view of getting assistance to get back to North Carolina. The above reward will be given for the securing said Negro in any jail so that I get him.

C. C. McMAHON,
Holly Springs, Aug. 31 1839—tf—14.
The Huntsville Democrat, Nashville Union, will please copy the above, insert once a week until forbid, and forward accounts to this office.

SHUFF SALE.

BY virtue of Sundry executions to me directed from the Circuit Court of Marshall County I will sell at the Court house in the town of Holly Springs on the 3d day of September next all the right, title, claim or interest that Henry W. Peace hath in and to Lots No 35 36 and 37 as Laid down on the plan of the Town of Waterford at the instance of Bluford Henderson and others. Sale within lawful hours.

L. McCROSKY Sh'ff.
By W. EPPS, D. Sh'ff.
August the 1st, 1839.—3t—pr fee \$5.

SHERIFF SALE.
BY virtue of sundry executions to me directed from the Hon. Circuit court of Marshall county I shall expose for sale at the Court house door of said county, on the 1st Monday of September next, Lots No 229 and 230 levied on as the property of Edward Curtis to satisfy said executions. Sale within lawful hours.

LEVI McCROSKY Sh'ff.
July 20th, 1839. 3t—\$2

To the Public.

The undersigned were appointed by deed bearing date 26th July Inst. sole agents for the sale of all lands belonging to the Pontotoc and Holly Springs land company—to receive and make titles; and all debts due to said company are assigned to, and payment directed to be made to them, in said deed.—No payment will be recognized by us, unless made to one of us, or our attorney of record.

W. M. COOPWOOD,
W. H. DUKE.
August 3d 1839.—3t pr fee 4 dollars.

THE STATE OF MISSISSIPPI,
Marshall County.
Hawkins & Rhea
vs:
James O'Neal,

In the above case the plaintiffs having sued out, an attachment for \$34.93, against the estate of the defendant, which attachment is now pending in the circuit court of Marshall county. Notice is hereby given that unless the defendant shall appear, give special bail and plead on or before the first Monday of September next, Judgment will be entered and his estate attached, will be sold.

Test, J. ALDERSON, C'k.
July 23, 2839.
4w—printers fee 6 dollars.

VALUABLE PLANTATION FOR SALE.
I wish to sell the lands that I am living on, which is Section 29 & 32 & South half 21, tp. 4 of Range 2 of east, four miles S. E. of Holly Springs. There is 300 acres, a good state of cultivation, with a staked ridged fence. There is 500 acres of best quality of valley lands.—Very comfortable dwelling-houses and all other necessary out-buildings and first rate springs. A well in the yard, a good Orchard, good grass lot, garden and yard milled in. Any person wishing to purchase a desirable plantation and good land, would do well to call and see it. I will sell a lot or divide it, to suit the purchaser. I will take one-third in hand, and the balance in one and two years. I would take some negroes for myself.
For further information call on Colbert Moore or myself.
JOHN B. MOORE.
January 19, 1839—tf

TAKEN UP by Amos Boyd, 12 miles S. W. of Holly Springs, one bright bay horse all of his feet white, a white streak on his left jaw, blaze face some ear marks 8 or 9 years old appraised at \$55.
July 16, 1839.

G. W. GRAHAM, rang'r.

A GRAND AND INTERESTING PAINTING.

The destruction of Jerusalem by Titus, is now offered for exhibition on Lagrange Street, Holly Springs Miss.

This scene occurred in the 70th Christian era, and in the 2nd year of the reign of Vespasian, the Roman Emperor, and is well worth the consideration of every lover of the fine arts. The painting of this scene has been accomplished by immense labor and hard study. It measures 15 feet lengthwise and 9 feet wide.

Owing to the very hard times and the scarcity of money, admittance has been put down to 25 cents.

July 27, 1839.

COMMITTED

On the 24th inst. to the jail of Lafayette co. two negro slaves Lawrence and Mary his wife, Lawrence is about 5 feet 4 or 5 inches high of a bright yellow complexion, 30 or 35 years old, had on a cotton shirt and pants; Mary is of a dark complexion spar made about 20 or 23 year old, and says they both belong to Mrs Mahinda Griffin, living about 15 miles south of Benton, in Yazoo county, Mississippi.

C. G. UTLER, Sh'ff.
July 27th 1839. 4-t.

NOTICE.

J. N. BYBEE, cashier of the Hernando Rail Road and Banking Co., at Hernando, is my authorized agent to receive payment on land, in the counties of Desoto, Pontola, Tippah, Marshall, and Tishomingo, in my absence.

EDWD. ORNE.
June 25, 1839.—3-tf.

WILKINSON & WILKES,
ATTORNEYS AT LAW,
Holly Springs, Miss.

WILL practice in the 8th and adjoining Judicial Districts in the Chancery Court at Oxford, in the Federal Court at Pontotoc and in the high Court of Errors and appeals at Jackson.

JUNE 1, 1839.—20—1, y

Splendid lot-sale at THE CITY OF COMMERCE.

THE UNDERSIGNED, Commissioners of the Hernando Rail-Road and Banking Co would respectfully invite the attention of the Public in this and the adjoining States, to the extensive sale of the lots in the CITY OF COMMERCE, to commence on the 29th of October next, and be continued until this valuable property shall be entirely disposed of.

The City of Commerce is situated on the Mississippi river, about 42 miles above Vicksburg, and 40 miles below Memphis. It is in the State of Mississippi. Its commercial importance is now removed beyond the fears of the most skeptical. Her future destiny is obscured by no doubt and uncertainty but is plainly marked out and foretold in its growing reputation and brightening hopes. Nature herself has designated the site, and the energy and enterprise of the citizens of North Mississippi have already built up a goodly-looking and promising commercial mart. As a proof of this we would merely mention that there are several extensive wholesale Dry Goods and Grocery establishments, actively and profitably employed at this point, together with the agency of the "Mississippi Importing," and "Mississippi Shipping" Companies, although it was but yesterday that Commerce sprang into being. The stupendous Rail-Road chartered at the last session of the Legislature commencing at Mississippi City on the Gulf of Mexico, and stretching along the whole length of the State, has its northern terminus at the CITY OF COMMERCE on the Mississippi river, and will no doubt, have an eastern connexion viz., Pontotoc, with the celebrated Rail-road from Charleston to the Miss. The Hernando and Commerce Turnpike, leading from the interior of North Mississippi to this place, will be entirely and handsomely done in time to accommodate those who may honor the sales with their attendance. A charter is already procured from the Arkansas Legislature, and the stock subscribed, for a Turnpike from a point immediately opposite Commerce to Little Rock in that State. The landing is most EXCELLENTLY surpassing in a decided degree that at VICKSBURG, or Memphis; indeed, she may boast of very great advantages over almost every City on the Mississippi in the convenience cheapness and facilities for the receipt and shipment of Cotton and Goods. It is probable that ten thousand bags of Cotton will be shipped from Commerce during the approaching business season. The Hernando Bank possesses the right under her charter, to locate a branch at this point.

TERMS.—Twenty per cent of the purchase money will be required to be paid down; the balance in twelve and twenty-four months, with good and approved security.

W. H. BAYLISS,
L. D. HENDERSON, } Com.
Hernando, Mi., June 27, 1839.—10-ids.
The "Marshall Republican," "Southern Reporter," "Memp. Enquirer," "Pontotoc Intelligencer," "Natchez Free Trader," "Nashville Union," and "Louisville Journal," will please insert the above until the first of October next, and forward their accounts to this office.

As my name has been published to the world as one of the stockholders of the M. E. King & Co. Bank, I take this method of correcting the mistake, for I make it certainly is, as I do not own stock nor have any interest in that institution.

J. C. RANDOLPH.

SALE OF LOTS

PANOLA

THE Most valuable Lot in the town of PANOLA will be sold on the eighth day of July next. There will be sold fifty or upwards many of which are well improved, and situated on the public Square.

Panola is situated on the Tallahatchie River, at the head of the Steamboat Navigation, and will always be accessible to steamboats, and the bridge and Turnpike leading in a direction to Hernando, to cross at this place, will soon be finished. The seat of Justice has here been permanently located by the voters of the County. It is near the centre of the County of Panola, and the best landed County in North Mississippi; a branch of the Union Bank has here been located, the 5th District of the State of Mississippi.

Perhaps no Town in the State of Mississippi can boast of so many and valuable advantages as can Panola.

Ten per cent of the amount of sales will be required in hand, and the balance in one and two years, notes with good security. JOHN ALLISON, President of the Board of County Police, Panola, June 6th, 1839.

B. F. CARUTHERS & W. C. CLARK,
CARUTHERS & CLARK.

HAVING associated themselves together in the practice of Law will attend the Circuit Courts of Yazoo, Holmes, Carroll, Choctaw, Yallobussa, and Tallahatchie and the Superior, State and Federal Courts, at Jackson and Pontotoc.

Office at Carrollton, Miss.
January 1, 1839.—6m.

NOTICE.

If forward all persons from trading for a note given by me self to F. W. Ross for forty-six dollars, dated the 6th April 1839 and due 25th December 1839, as the consideration for which said note was given has failed and I will not pay the same without compelled by law.

DANIEL A. NUNNELLY,
Waterford, May 13, 1839. pr \$4—2t.

CANNON'S
Hernando, De Soto County, MISSISSIPPI.

LANDLORD CANNON, late keeper of the KEYS, Oxford, Lafayette County, announces to his friends and the public that he has removed to Hernando, the flourishing capital of De Soto, where he is flourishing at all times to render every attention to those who may honor him with their calls. He returns his sincere thanks for the generous support heretofore extended to him, and solicits a continuance of the public favor, which it is ever his pride and pleasure to strive to deserve.

Hernando, De Soto County, March 20th.

ROGER BARTON & ALFRED H. POWELL,
WILL practice Law in copartnership.

They will attend the courts of Hancock, Desoto, Panola, Lafayette, Pontotoc, Tippah, and Yallobussa; the high court of errors and appeals, the Superior court of chancery, and the United States Court at Pontotoc. Office in Holly Springs.

Sep. 22-8-1y

DISSOLUTION.

The partnership heretofore existing between John Foster and A. C. McEwen in this day dissolved by mutual consent. Those having claims against J. Foster & Co. will present them for payment to J. Foster and those who are indebted to the firm will call on Trimble and McEwen in whose hands our notes and accounts are placed for collection.

JOHN FOSTER,
A. C. McEwen.

Holly Springs, May 25th—tf.

ENTERTAINMENT.

AT WYATT, KAPATZES & COFFEE MRS.

THE SUBSCRIBER has taken charge of the WYATT HOTEL, (the principal Tavern in the Town of Wyatt,) on the immediate stage road leading from Holly Springs to Oxford and Coffeeville, where he respectfully solicits a share of public patronage. His house will be in good repair, and is provided with comfortable private rooms for families. His table shall be equal to any in the country, and supplied with the best the market will afford. His stables shall be supplied with the best of provender and well attended. He will commence business on the first of July next, and flatters himself, from his experience in business, that he can render general satisfaction.

S. R. McALEXANDER,
Wyatt, June 15, 1839. tf

Female Education.

THE second session of the Holly Springs Eclectic Institute, for young ladies will commence on the 14th of January, 1839.

In this Institute the course of instruction will embrace, Spelling, Reading, Writing, Arithmetic, English Grammar, Geography, and the use of the Globes; History, Ancient and Modern, Philosophy, Astronomy, Rhetoric, Elocution, French, and Drawing.

This institute will be under the immediate attention of Mrs. Tompkins, and superintended by myself, who will devote as much time as circumstances will permit towards instructing the young ladies.

RATES PER SESSION.
Elementary branches, - - - 15.00
All others, - - - - - 20.00
French, extra, - - - - - 15.00
Drawing, - - - - - 15.00
Six or eight little girls can be accommodated with board by furnishing their bed and bedding.

JOHN G. TOMPKINS.

GENERAL ORDER—No. 12.

HEAD QUARTERS, Jackson, May 30, 1839.

THE following Staff appointments have been conferred by the Commander-in-Chief in the Militia of this State, to wit:

Thomas E. Robins, of Vicksburg, Quarter-Master General, with the rank of Colonel and James M. Greer, of Marshall County, Assistant Quarter-Master General, with the rank of Major.

They will be respected accordingly.

By order of Alexander S. Nott, Commander-in-Chief.

C. M. PRICE,
Adjutant General M. M.

June 29, 1839.—6w. pr. fee \$5.
The Marshall County Republican, Columbus Democrat, and Vicksburg Sentinel (weekly,) will insert the above six times.

Strayed or stolen

FROM D. HEARON'S shed (Memphis) on last Wednesday or Thursday morning, a small bay horse, saddle and bridle, about six years old, marked by shafts and a large scar on one of his fore hoofs—no brand or other marks recollected. Any person delivering said horse to the subscriber, shall be liberally rewarded.

T. ECHOLS,
July 8th, 1839. 2t—printers fee 3 dollars